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Attorneys for
Defendant Alexander Dy

In re HENRY PETERS AND : UNITED STATES BANKRUPTCY COURT
PAMELA PETERS, : FOR THE DISTRICT OF NEW JERSEY
: :
Debtors. : Case No. 07-23531(RJ)
: Chapter 13
: :
HENRY PETERS and : Adv. Pr. No. 07-22
PAMELA PETERS, : Adversary Proceeding
: :
Plaintiffs, :
: v. :
: :
ROLAND DAVID; NATIONAL :
COMMERCIAL BUSINESS CREDIT; :
R. DAVID & ASSOCIATES PA, LLC; :
FINANCIAL SERVICES GROUP, LLC; :
CREDIT MANAGEMENT & RECOVERY :
SERVICES, INC.; GOLDSTAR :
MORTGAGE; ALEXANDER DY; PNC : DEFENDANT ALEXANDER DY'S
BANK; CAROL ZAGORIC; JOANNE : NOTICE OF
RAGGI; FGC COMMERCIAL MORTGAGE : MOTION TO DISMISS
FINANCE; JOURNEYMAN TITLE :
AGENCY, INC.; CHICAGO TITLE :
INSURANCE COMPANY; LYNN :
LAZARO; JOHN DOE 1 through :
10; and XYZ INC., ten names :
being fictitious and unknown :
to the plaintiffs, the person :
or parties intended being :
the persons or parties, if :
any, :
Defendants. :

TO: Shmuel Klein, Esq.
Law Office of Shmuel Klein, P.C.
113 Cedarhill Avenue
Mahwah, New Jersey 07430

PLEASE TAKE NOTICE that on June 4, 2008, at 9:00 A.M. or as soon thereafter as counsel may be heard, the undersigned, counsel for Defendant Alexander Dy, shall move before the Honorable Rosemary Gambardella, U.S.B.J., for the District of New Jersey, Martin Luther King, Jr. Federal Building and Courthouse, 50 Walnut Street, 3rd Floor, Newark, New Jersey 07102, for a motion to dismiss pursuant to Fed. R. Bankr. P. 7012(b) and Fed. R. Civ. P 12(b)(6), and such other relief as the court deems just and proper.

PLEASE TAKE FURTHER NOTICE that in support of the within motion, Movant Dy shall rely upon a Alexander Dy's Brief in Support of Motion to Dismiss, and proposed form of order submitted herewith.

PLEASE TAKE FURTHER NOTICE that opposition, if any, to the within motion, must be filed with the Clerk of the Bankruptcy Court and served upon the undersigned so as to be received on or before seven days prior to the return date.

PLEASE TAKE FURTHER NOTICE that oral argument is requested.

HARTMAN & WINNICKI, P.C.
Attorneys for
Defendant Alexander Dy

May 12, 2008

By: /S/Richard L. Ravin